



Patent
Attorney's Docket No. 033018-078

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
)
Walter A. NICHOLS et al.) Group Art Unit: 3761
)
Application No.: 10/005,155) Examiner: Unassigned
)
Filed: December 7, 2001) Confirmation No.: 9860
)
For: DISPOSABLE AEROSOL GENERATOR)
SYSTEM AND METHODS FOR)
ADMINISTERING THE AEROSOL)

AMENDMENT/REPLY TRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

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AUG - 1 2002
TECHNOLOGY CENTER R3700

Sir:

Enclosed is a Preliminary Amendment for the above-identified patent application.

- ☐ A Petition for Extension of Time is also enclosed.
- ☐ A Terminal Disclaimer and a check for ☐ \$55.00 (248) ☐ \$110.00 (148) to cover the requisite Government fee are also enclosed.
- ☐ Also enclosed is _____.
- ☐ Small entity status is hereby claimed.
- ☐ Applicant(s) request continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$370.00 (279) ☐ \$740.00 (179) fee due under 37 C.F.R. § 1.17(e).
- ☐ Applicant(s) previously submitted ___, on ___, for which continued examination is requested.
- ☐ Applicant(s) request suspension of action by the Office until at least __, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.
- ☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (146/246) is also enclosed.
- ☒ No additional claim fee is required.

☐ An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	NO. OF CLAIMS	HIGHEST NO. OF CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	ADDT'L FEE
Total Claims		MINUS =		× \$18.00 (103) =	
Independent Claims		MINUS =		× \$84.00 (102) =	
If Amendment adds multiple dependent claims, add \$280.00 (104)					
Total Amendment Fee					
If small entity status is claimed, subtract 50% of Total Amendment Fee					
TOTAL ADDITIONAL FEE DUE FOR THIS AMENDMENT					\$0.00

☐ A claim fee in the amount of \$_____ is enclosed.

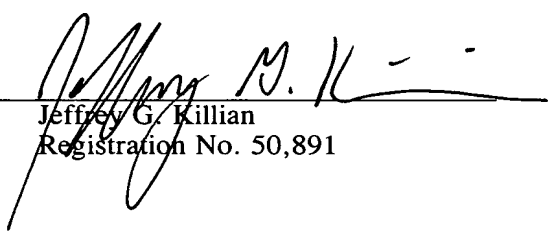
☐ Charge \$_____ to Deposit Account No. 02-4800.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By:


Jeffrey G. Killian
Registration No. 50,891

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Date: July 31, 2002



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L. Parko
8-3-02
#5/Pre
Patent
Amend. A

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Application No.: 10/005,155) Examiner: Unassigned
Filed: December 7, 2001) Confirmation No.: 9860
For: DISPOSABLE AEROSOL)
GENERATOR SYSTEM AND)
METHODS FOR ADMINISTERING)
THE AEROSOL)

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Prior to examination of the above-identified application on the merits, please amend the application as follows.

IN THE CLAIMS:

Please replace claims 30 and 34 with the corresponding amended claims.

a' 30. (Amended) The inhaler device according to Claim 29, wherein the heater is mounted on a lower surface of the cover, the housing further including a lifting mechanism which moves the disposable body into engagement with an opening device so as to form the outlet.

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